



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बोरवार, 24 दिसम्बर, 1964/ 3 पौष, 1886

GOVERNMENT OF HIMACHAL PRADESH

VIDHAN SABHA SECRETARIAT NOTIFICATIONS

Simla-4, the 19th December, 1964

No. 1-33/64-VS.—In pursuance of sub-rule 2 of rule 157 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 read with section 25 of the Government of Union Territories Act, 1963 (No. 20 of 1963) "The Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) (Amendment) Bill 1964" as passed by the Himachal Pradesh Legislative Assembly having received the assent of the President on the 15th November, 1964 is published as Act No. VII of 1964 in the Himachal Pradesh Government Gazette for general information.

THE SALARIES AND ALLOWANCES OF THE SPEAKER AND THE DEPUTY SPEAKER OF THE LEGISLATIVE ASSEMBLY (HIMACHAL PRADESH) (AMENDMENT) ACT, 1964 (ACT No. VII OF 1964)

AN
ACT

to amend the Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) Act, 1963.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Fifteenth Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the

Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) (Amendment) Act, 1964.

(2) It shall come into force at once.

2. Amendment of section 5.—In section 5 of the Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) Act, 1963 (Act No. III of 1963) after the words “and shall also draw such” the word and comma “conveyance,” shall be inserted.

Simla-4, the 21st December, 1964

No. 1-34/64-VS.—In pursuance of sub-rule 2 of rule 157 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 read with section 25 of the Government of Union Territories Act (No. 20 of 1963) “The Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) (Amendment) Bill, 1964” as passed by the Himachal Pradesh Legislative Assembly having received the assent of the President on 15th November, 1964 is published as Act No. VIII of 1964 in the Himachal Pradesh Government Gazette for general information.

THE SALARIES AND ALLOWANCES OF MEMBERS OF THE LEGISLATIVE ASSEMBLY (HIMACHAL PRADESH) (AMENDMENT)

ACT, 1964

(ACT No. VIII OF 1964)

AN

ACT

to amend the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) Act, 1963.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Fifteenth Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) (Amendment) Act, 1964.

2. Insertion of new section 3A.—After section 3 of the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) Act, 1963, the following section shall be inserted, namely:—

“**3A. Amenities.**—(1) A member shall be entitled free of charge to accommodation in hospitals maintained by the Government of Himachal Pradesh and also to medical treatment in accordance with the Medical Attendance Rules as amended from time to time, applicable to Class I Officers serving in connection with the administration of the Union territory of Himachal Pradesh.

(2) A member shall be entitled to such housing facilities as may be prescribed by rules made in this behalf by the Speaker, after consultation with the Administrator.

(3) The rules made under sub-section (2) shall be laid before the Assembly as soon as may be after they are made.”

Simla-4, the 21st December, 1964

No. 1-25/64-VS.—In pursuance of sub-rule 2 of rule 157 of Rules of Procedure and Conduct of Business of Himachal Pradesh Legislative Assembly, 1964 read with section 25 of the Government of Union Territories Act, 1963 (No. 20 of 1963) “The Land Acquisition (Himachal Pradesh) (Amendment) Bill, 1964” as passed by the Himachal Pradesh Legislative Assembly having received the assent of the President on 26th November, 1964 is published as Act No. IX of 1964 in the Himachal Pradesh Government Gazette for general information.

THE LAND ACQUISITION (HIMACHAL PRADESH AMENDMENT) ACT, 1964

(ACT NO. IX OF 1964)

AN
ACT

to amend the Land Acquisition Act, 1894 (Act No. 1 of 1894) in its application to the Union territory of Himachal Pradesh.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Fifteenth Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Land Acquisition (Himachal Pradesh Amendment) Act, 1964.

2. Amendment of section 12.—In sub-section (2) of section 12 of the Land Acquisition Act, 1894, in its application to the Union territory of Himachal Pradesh (hereinafter referred to as the principal Act), after the word “made” the words “and, where the acquisition of land is not for the purpose of the Union, also send a copy of the award to the State Government” shall be added.

3. Insertion of new section 12-A.—After section 12 of the principal Act, the following section shall be inserted, namely:—

“12-A. *Power to correct award.*—(1) The Collector may, at any time but not later than six months from the date of award, or, where a reference is required to be made under section 18, before the making of such reference, correct any clerical or arithmetical mistake in the award either of his own motion or on the application of any person interested.

(2) The Collector shall give immediate notice of any correction made in the award to all persons interested and, where the acquisition of land is not for the purpose of the Union, also to the State Government.

(3) Where any excess amount is proved to have been paid to any person as a result of the correction made under sub-section (1), such person shall be liable to refund the excess, and if he defaults or refuses to pay, the same may be realised as an arrear of land revenue.”

4. Amendment of section 18.—In section 18 of the principal Act, after sub-section (2) the following sub-sections shall be inserted, namely:—

“(2-A) Without prejudice to the provisions of sub-section (1), the State Government may, where the acquisition of land is not for the purposes of the Union and it considers the amount of compensation allowed by the award under section 11 to be excessive, require the Collector by written application that the matter be referred by him to the court for determination of the amount of compensation.

Explanation.—In any case of land under Part VII, the requisition under this sub-section may be made by the State Government at the request of the Company on its undertaking to pay all the cost consequent upon such requisition.

(2-B) The requisition shall state the grounds on which objection to the award is taken and shall be made within six months of the date of award.”

5. Amendment of section 25.—(1) In sub-section (1) of section 25 of the principal Act, the words “or be less than the amount awarded by the Collector under section 11” shall be omitted.

(2) In sub-section (3) of section 25 of the principal Act, after the word “Collector”, the words “unless the State Government has required the Collector that a reference be made under section 18 and the court is of opinion that the amount awarded by the Collector is excessive and should be reduced” be added.

D. B. LAL,
Secretary.